

**State of North Carolina
Department of the Secretary of State**

**ARTICLES OF AMENDMENT
NONPROFIT CORPORATION**

Pursuant to §55A-10-05 of the General Statutes of North Carolina, the undersigned corporation hereby submits the following Articles of Amendment for the purpose of amending its Articles of Incorporation.

1. The name of the corporation is: Asheville Botanical Garden, Inc.

2. The text of each amendment adopted is as follows (*state below or attach*):
see attached

3. The date of adoption of each amendment was as follows: April 28, 2024

4. (*Check a, b, and/or c, as applicable*)

a. The amendment(s) was (were) approved by a sufficient vote of the board of directors or incorporators, and member approval was not required because (*set forth a brief explanation of why member approval was not required*)

b. The amendment(s) was (were) approved by the members as required by Chapter 55A.

c. Approval of the amendment(s) by some person or persons other than the members, the board, or the incorporators was required pursuant to N.C.G.S. §55A-10-30, and such approval was obtained.

**Asheville Botanical Garden, Inc.
Attachment - Form N-02**

**State of North Carolina
Department of Secretary of State
Articles of Amendment Nonprofit Corporation**

1. The name of the nonprofit corporation is: Asheville Botanical Garden, Inc.
2. The corporation is a charitable corporation as defined in NCGS §55A-1-40(4).
3. The objectives of the corporation are to promote and showcase the value and diversity of plants native to the Southern Appalachian region by serving as an educational resource and urban destination for nature study and enjoyment.
4. The name of the registered agent is: Asheville Botanical Garden, Inc.
5. The street, mailing address, and county of the registered agent's office of the corporation is: 151 W.T. Weaver Boulevard, Asheville, NC 28804 (Buncombe)
6. The phone number is 828-252-5190
7. The email address is: ashevillebotanicalgarden.org
8. The corporation shall have members.
9. No vote of the members shall be required to amend the Articles of the corporation or its bylaws.
10. The minimum and maximum number of Directors of the corporation shall be as required by its bylaws.
11. Upon dissolution of the corporation, any assets that remain after the payment of any and all debts and claims against ABG and expenses of the dissolution shall be transferred or conveyed to one or more charitable, scientific or educational organizations with similar goals and purposes organized and operated exclusively for educational and charitable purposes and shall, at the time of the transfer, qualify as an exempt organization(s) under Section 501(c)(3) of the Code, or shall be distributed to the federal government or to a state or local government for a public purpose, in such proportions and for such exclusively charitable purposes as the Board of ABG may determine.